

012804
1592 US PTO

Docket No.: 56978US007

Transmittal of Continuing Patent Application - Rule 1.53(b)

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

22390 U.S. PTO
10/766127
012804

Pursuant to 37 CFR § 1.53(b), please file a divisional application of pending prior Application No. 09/938188, filed on August 23, 2001.

Inventor(s): Wayne W. FAN and Steven J. MARTIN

Title: WATER AND OIL REPELLENT MASONRY TREATMENTS

1. Enclosed is a copy of the Oath or Declaration in the prior application.
2. Enclosed is a newly executed Declaration and Power of Attorney.
3. Enclosed is a copy of the Specification which includes:

26 Pages of Specification (including claims and abstract)
16 Number of Claims
-0- Sheets of Drawings
4. The entire disclosure of the prior application is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. (Not applicable for CIP).
5. A Preliminary Amendment is enclosed.
6. This application is being filed by less than all the inventors named in the prior application. Please delete the names of the following person(s) who are not inventors of the invention being claimed in this application: _____.
7. The fee for filing this application is computed as follows:

Claims as Filed				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee: \$770.00
Total claims	16	- 20 = 0	x \$18.00	\$0.00
Independent claims	1	- 3 = 0	x \$86.00	\$0.00
Additional fee for filing one or more multiple dependent claims			\$290.00	\$0.00
Total Amount Due				\$770.00

8. Please charge to Deposit Account No. 13-3723 any fees under 37 CFR §§ 1.16 and 1.17, which may be required to file and during the entire pendency of this application. This authorization includes the fee for any necessary extension of time under 37 CFR § 1.136(a). To the extent any such extension should become necessary, it is hereby requested. One copy of this sheet marked duplicate is also enclosed.
9. An Assignment
 - to 3M Innovative Properties Company is of record in the prior application.
 - from Minnesota Mining and Manufacturing Company to 3M Innovative Properties Company has been filed/is being filed concurrently in the prior application but is not yet recorded.
 - to _____ is enclosed along with a completed Assignment Recordation Cover Sheet.

Customer Number for
Correspondence Address:

32692

10. A Power of Attorney is enclosed.
11. Other enclosures:
12. Enclosed is a return receipt postcard.

Respectfully submitted,

Date

Jan 28, 2004

By:

Kent S. Kokko
Kent S. Kokko, Reg. No.: 33,931
Telephone No.: (651) 733-3597

Office of Intellectual Property Counsel
3M Innovative Properties Company
Facsimile No.: (651) 736-3833

Filing of Papers and Fees by Express Mailing

Pursuant to 37 § CFR 1.10, this application and the documents and fees listed on this transmittal letter are being deposited on the date indicated below with the United States Postal Service "Express Mail Post Office to Addressee" service addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date of Deposit	Express Mail Label No.
JANUARY 28, 2004	EV326637053US